

ORDINANCE No. _____, SERIES 2008

AN ORDINANCE CHANGING THE ZONING FROM R-4 SINGLE-FAMILY RESIDENTIAL TO C-2 COMMERCIAL ON PROPERTY LOCATED AT 13700 OLD HENRY FARM COURT, CONTAINING A TOTAL OF 3.99 ACRES, AND BEING IN LOUISVILLE METRO (CASE No. 9419) (AS AMENDED).

SPONSORED BY: COUNCILMAN TOM OWEN

WHEREAS, the Legislative Council of the Louisville/Jefferson County Metro Government (the "Council") has considered the evidence presented at the public hearing held by the Louisville Metro Planning Commission and the recommendations of the Commission and its staff as set out in the minutes and records of the Planning Commission in Case No. 9419; and,

WHEREAS, the Council concurs in and adopts the findings of the Planning Commission for the zoning change in Case No. 9419 and approves and accepts the recommendations of the Planning Commission as set out in said minutes and records, with the addition of three binding elements as set forth below;

NOW THEREFORE BE IT ORDAINED BY THE LEGISLATIVE COUNCIL OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AS FOLLOWS:

Section I: That the property located at 13700 Old Henry Farm Court, containing a total of 3.99 acres, and being in Louisville Metro, more particularly described in the minutes and records of the Planning Commission in Case No. 9419 is hereby changed from R-4 Single-Family Residential to C-2 Commercial, as more particularly specified in the attached legal description, provided, however, said property shall be subject to the binding elements as set forth in the minutes of the Planning Commission in Case No. 9419, and including the following additional binding elements:

18. No dumpsters shall be located along the southern and southwesterly boundaries of Lots 1 and 2. The exact location of the dumpsters shall be

determined at the time of review and approval of the Detailed District Development Plan for each of Lot 1 and Lot 2.

19. An automatic irrigation system shall be provided in the 30 foot Parkway Buffer Area along the southerly portion of Lot 2 and in the 30 foot and 50 foot Parkway Buffer Areas along the southerly and southwesterly areas of Lot 1.

20. The freestanding sign for Lot #2 shall be limited to six (6) feet in height.

Section II: This Ordinance shall take effect upon passage and approval.

Kathleen J. Herron
Metro Council Clerk

Jim King
President of the Council

Jerry Abramson
Mayor

Approved: _____
Date

APPROVED AS TO FORM AND LEGALITY:

Irv Maze
Jefferson County Attorney

By: _____